

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

ABBOTT CARDIOVASCULAR	)	
SYSTEMS INC. and ABBOTT	)	
LABORATORIES INC.,	)	
	)	C.A. No. 98-80 (SLR)
Plaintiffs,	)	(Consolidated with
	)	C.A. No. 98-314 (SLR) and
v.	)	C.A. No. 98-316 (SLR))
	)	
MEDTRONIC VASCULAR, INC. and	)	
MEDTRONIC USA, INC.,	)	
	)	
Defendants.	)	
	)	

**DEFENDANTS' NOTICE OF DEPOSITION PURSUANT  
TO FED. R. CIV. P. 30(b)(1) FOR ADRIA SPANO**

PLEASE TAKE NOTICE that pursuant to Fed. R. Civ. P. 30(b)(1), defendants Medtronic Vascular, Inc. and Medtronic USA, Inc. (collectively "Medtronic") will take the deposition, upon oral examination, of Adria Spano before a Notary Public or other officer authorized by law to administer an oath. The deposition will take place at the offices of Gibson, Dunn & Crutcher LLP, 1881 Page Mill Road, Palo Alto, CA on September 28, 2007 at 9:30 a.m. The deposition will continue from day to day until concluded. The deposition will be recorded stenographically and may be videotaped.

Medtronic further requests that the deponent produce the documents requested in Exhibit A hereto on or before September 13, 2007. The attached requests are subtopics of Medtronic's First Requests for Production of Documents and Things regarding the *eBay* factors. Nonetheless, Medtronic propounds these specific requests so that responsive documents are produced and segregated in a manner whereby the documents in the witness' possession can be readily identified.

MORRIS, NICHOLS, ARSHT & TUNNELL LLP

*/s/ Karen Jacobs Louden*

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September 11, 2007

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**CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that on September 11, 2007 I electronically filed the foregoing with the Clerk of the Court using CM/ECF which will send notification of such filing to:

Frederick L. Cottrell, III  
Anne Shea Gaza  
Richard Layton & Finger

I further certify that on September 11, 2007 I served copies of the foregoing to the following counsel in the manner indicated:

**BY HAND & EMAIL**

Frederick L. Cottrell, III  
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*/s/ Karen Jacobs Louden*

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Karen Jacobs Louden